

CAN'T TRY CLEARLY HERE.

BOTH SIDES AGREED TO REMOVAL TO ANOTHER COUNTY.

The counsel engaged in defending ex-Alderman Thomas Cleary will appear before Judge Patterson, in Supreme Court, Chambers, at 10½ o'clock this morning and move for a

been decidedly against the defence. They have used five of their twenty peremptory challenges, while the prosecution have used only three. This rate would exhaust the peremptory challenges for the defence in three weeks more and leave the prosecution eight, with every prospect that the jury would be mighty satisfactory to the prosecution.

Judge Daniels yesterday adjourned the Court of Oyer and Terminer until 10 o'clock to-morrow morning. The District Attorney waived ten days' notice, and notice of the motion was served on him.

It is more than probable that the trial will be removed will be named by the State District Attorney, and the jury will therefore be responsible for the prosecution. It will be a pleasant task for him to find a jury, and the probable deputy Mr. Sample to help him.

Mr. Sample said yesterday that no man came to the court and said that he would be started again in another county, and that he will have to be in some populous section where the papers printed here do not circulate too far, and that he will have to be in a green field ruling no taleman is competent to be on the jury who has read the evidence in any of the papers, and that he will have to be about the cases does not disqualify them.

In case a change of venue is granted, the attorney will have to find a place where the case can be occupied with other business. Neither Col. Fellers nor Mr. Sample cared to say yesterday where the case would be held, but it is probable that the trial is more likely to be Richmond or Kerr's place.

This county has advanced to the State the money to meet the expense of the former trial, and it is probable that the State would be willing to do so. It cost over \$20,000.

WIFE AND PARTNER BOTH GONE

(What Has Become of Contractor Paul Byrne and Mrs. McMann?)

Paul Byrne, a plasterer, went to work for Contractor James McMann in Ocean Point, Long Island, last April. He also boarded with him. Subsequently he became a partner with him. He is 28 years old. Mrs. McMann is only 30 years old, and she and Byrne, it is

break up housekeeping. He took board for himself and wife at 227 East Twenty-fourth street in this city. Soon afterward Bryne took board at the same house. Last Saturday Mrs. Bryne died of a heart attack. She was 40 years old and her husband saw her receive it and on his asking its contents she hastily burned it. When he returned home Monday evening he found both her and his partner missing. He night he told the matron of the hospital, Byrdson, that he had seen his wife and his partner had eloped. He has the children with him. They are James, 7 years old, and John, 5 years old.

Then Supervisor Costigan Bows—But the Mayor Wonders at 85 Reams.

"Eighty-five reams of foolscap, and this is a sixty days' requisition. That seems to be a very large quantity," said Mayor Grant yesterday at the meeting of the Board of City Record.

It was a requisition from Justice Van Brunt of the Supreme Court.

Mayor, looking at Supervisor Costigan, who trembled at the words.

"I am not bold enough to question the presiding Judge of the Supreme Court bench," responded the shrinking Costigan.

"Well, let it go over," said the Mayor. "I will ask him."

Mr. Costigan said after the meeting that he once questioned one of the Judges about a regulation, and came out of the Court House with a note that he was pretty lucky in not being on his way to Ludlow street jail.

POUGHKEEPSIE, Jan. 28.—There is considerable gossip to-day over the resignation of the Rev. Mr. Brown as pastor of the Second Reform Church in this city. Interviews with some of the consistory show that dissatisfaction existed in the church over his coming, and it has increased ever since. When he arrived four or five families withdrew from the church, and others have since followed. Mr. J. Parker

Heard, that of the members of the church, as a result of the sermon, that he was a high-minded, honorable gentleman, but he had poor diction. His thoughts flow so fast that his pronunciation fails, and old people can't understand him. He does not speak from notes, as did the Rev. Mr. Elmendorf, the previous pastor, who, said Mr. Heath, wrote and rewrote his sermons and coined his words, so that when he delivered them they were like beaten gold. Then all the church work began in the pulpit and ended there. Mr. E. P. Allen, one of the consistory, spoke in the same vein in regard to Mr. Brown.

resignation is to take effect the 1st of June, but he may leave sooner. He came here from Little Falls.

Moore's Shortage is \$1,000,000.

INDIANAPOLIS, Jan. 28.—Every new feature of the Moore defalcation is a sensation. Now comes the information that not \$500,000, but \$1,000,000, is the amount of the shortage in his account with the Connecticut Mutual Company.

NEW YORK, Jan. 28.—

The storm moved off our coast early yesterday morning, and the wind shifted to westerly, and blew a steady twenty four mile breeze. Colder weather is moving eastward from Dakota and Minnesota, where it is now, to the coast, and a heavy snow storm is expected. The temperature will go below freezing in this city, with a fair prospect of remaining there several days. Fair weather for to-day.

The Weather Yesterday.

Indicated by Perry's thermometer, in THE FOX building: 3 A. M. 36°; 6 A. M. 37°; 9 A. M. 37°; 12

midnight, 31°. Average, 30½°. Average on Jan. 28, 1886, 59½°.

Signal Office Predictions.

For Maine, New Hampshire, Vermont, and northern portion of eastern New York, light local snows; colder; variable winds generally westerly.

For Massachusetts, Rhode Island, Connecticut, and southern portion of eastern New York, fair; colder; westerly winds, diminishing in force.

For the District of Columbia, Maryland, Delaware, Virginia, New Jersey, eastern Pennsylvania, North Caro-

dry land, slightly colder, except in northern
Georgia near stationary temperature; westerly winds,
diminishing in force.

For West Virginia, western Pennsylvania, western New
York, and Ohio clearing, except along the lakes light
local snows; nearly stationary temperature, except in
Ohio slightly warmer; winds generally westerly.

NOTINGS ABOUT TOWN.

Mrs. Melville W. Fuller, the wife of the Chief Justice,
is at the Fifth Avenue Hotel.

Lotta, the actress, has bought from Benjamin C. Pad-
dock, the publisher of the "New York Herald," the right to
use the name of the "Herald" in her theatrical advertisements.

An unknown man was found in the North River yesterday at the foot of Thirty-fourth street, with badge 31 of the Brush Electric Illuminating Company in his pocket.

Detective Wade arrested Thomas Kelly yesterday, who is accused of striking the blow, over two years ago, that caused the death of Patrick Forrester of 615 East sixteenth street on Saturday last.

At a special meeting of the Irish Brigade Association held at the sixty-ninth Regiment Armory on Saturday evening, James J. Connelley, the society's President, announced the late Capt. John T. Toal.

Mayor Grant put on the yesterday another application for a commissionership. F. W. Hefele's friends

An unknown man, about 50 years of age, was found in the water at the foot of West Twenty-first street yesterday. On the body, which was 6 feet 10 inches in height, were a dark sack coat and dark vest, white shirt and dark brown collar, and leath shoes. The body is at the Morgue.